

PTO/SB/21 (08/03)

Approved for use through 07/31/2006. OMB 0651-0031
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

		Application Number	10/782,278
		Filing Date	January 23, 2004
		First Named Inventor	Michael A. Fischer
		Art Unit	3752
		Examiner Name	D. HWU
Total Number of Pages in This Submission		Attorney Docket No.	42366-4007-01.US

ENCLOSURES (Check all that apply)

<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input checked="" type="checkbox"/> After Allowance communication to Group (see below)*
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Terminal Disclaimer	<input checked="" type="checkbox"/> Other Enclosure(s), please identify below:
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Request for Refund	Issue Fee Transmittal w/ Miscellaneous Communication Regarding Payment of Issue Fee
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Certified Copy of Priority Document(s)		
<input type="checkbox"/> Response to Missing Parts/ Incomplete Application		
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual Name	David W. Laub, Registration No. 38,708
Signature	
Date	August 25, 2005

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Typed or printed name	Scott J. Anchell
Signature	
Date	August 25, 2005

This collection of information is required by 37 C.F.R. 1.6. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 C.F.R. 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

DC 243278 v1
8/25/05 5:51 PM (42366.4007)



NEW ATTORNEY DOCKET NO.: 42366-4007-01.US
OLD ATTORNEY DOCKET NO.: 52250-5014-01
U.S. Application No.: 10/899,053

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
Michael A. Fisher) Confirmation No. 5526
U.S. Application No. 10/762,275) Group Art Unit: 3752
Filed: January 23, 2004) Examiner: D. Hwu
For: LOW PRESSURE, EXTENDED)
COVERAGE, UPRIGHT FIRE PROTECTION)
SPRINKLER)

**MISCELLANEOUS COMMUNICATION
REGARDING PAYMENT OF ISSUE FEE**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In accordance with the decision of the Office of Petitions, dated May 2, 2005, a copy of which is attached, Applicants request that \$30.00 be charged to Deposit Account 08-1641. This amount represents the difference between the issue fee payment that was paid on February 11, 2005 and the currently required issue fee.

Respectfully submitted,

Date: Aug 25, 2005

By: 
David W. Laub
Reg. No. 38,708

Correspondence Address:
HELLER, EHRMAN LLP
1717 Rhode Island Avenue, NW
Washington, D.C. 20036-3001

DC 243273 v1
8/25/05 5:52 PM (42366-4007)

RECEIVED
MAILED
COPY

(052250-5014 - ,



UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents
 United States Patent and Trademark Office
 P.O. Box 1450
 Alexandria, VA 22313-1450
www.uspto.gov



MAY 06 2005

MONTGOMERY W. SMITH
 NYCO ENGINEERED PRODUCTS &
 SERVICES
 SEVEN HOLLAND WAY
 EXETER NH 03833

In re Application of
 Michael A. Fischer
 Application No. 10/762,275
 Filed: January 23, 2004
 Attorney Docket No. 18124:E-US

COPY MAILED

MAY 02 2005

OFFICE OF PETITIONS
 ON PETITION

This is a decision on the petition, filed April 28, 2005, under 37 CFR 1.313(c)(2) to withdraw the above-identified application from issue after payment of the issue fee.

The petition is GRANTED.

The above-identified application is withdrawn from issue for consideration of a submission under 37 CFR 1.114 (request for continued examination). See 37 CFR 1.313(c)(2).

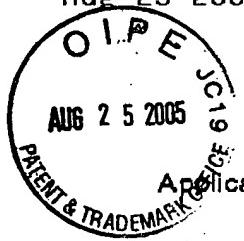
Petitioner is advised that the issue fee paid on February 11, 2006 in the above-identified application cannot be refunded. If, however, the above-identified application is again allowed, petitioner may request that it be applied towards the issue fee required by the new Notice of Allowance.¹

The file does not indicate a change of address has been submitted, although the address given on the petition differs from the address of record. If appropriate, a change of address should be filed in accordance with MPEP 601.03. A courtesy copy of this decision is being mailed to the address given on the petition; however, the Office will mail all future correspondence solely to the address of record.

Telephone inquiries should be directed to the undersigned at (571) 272-3208.

¹ The request to apply the issue fee to the new Notice may be satisfied by completing and returning the new Issue Fee Transmittal Form PTOL-85(b), which includes the following language thereon: "Commissioner for Patents is requested to apply the Issue Fee and Publication Fee (if any) or re-apply any previously paid issue fee to the application identified above." Petitioner is advised that, whether a fee is indicated as being due or not, the Issue Fee Transmittal Form must be completed and timely submitted to avoid abandonment. Note the language in bold text on the first page of the Notice of Allowance and Fee(s) Due (PTOL-85).

BEST AVAILABLE COPY



Application No. 10/762,275

-2-

The examiner of Technology Center AU 3752 will consider the request for continued examination under 37 CFR 1.114.

Karen Creasy

Karen Creasy
Petitions Examiner
Office of Petitions
Office of the Deputy Commissioner
for Patent Examination Policy

cc:

MORGAN, LEWIS & BOCKIUS LLP
1111 PENNSYLVANIA AVENUE, N.W.
WASHINGTON, D.C. 20004

BEST AVAILABLE COPY